

9/16/08

AGENDA REPORT

City of Santa Clara, California

8E



Date: August 14, 2008

To: City Manager for Council Action

From: Director of Finance

Subject: Amendment to Adopted 2008-2009 Municipal Fee Schedule to Include Solar Fees

EXECUTIVE SUMMARY:

The City of Santa Clara Municipal Fee Schedule 2008-2009 was approved by City Council on June 10, 2008. However, the fee schedule needs to be amended to include the Water & Sewer Utility – Solar Fees, which were approved in 2007-08, but inadvertently omitted from the 2008-09 schedule. They were not changed from 2007-08 to 2008-09, but should be included in the published fee schedule for completeness of the document.

The Public Hearing on September 16, 2008 includes consideration by City Council of a resolution approving the Municipal Fee Schedule 2008-2009: Water and Sewer Utilities/Solar Fees.

ADVANTAGES AND DISADVANTAGES OF ISSUE:

The advantage of the issue is to make available a complete document to residents and other citizens with information regarding the availability of this program and the associated fees attached to installing solar heating systems in their homes or other residences, single family and/or multi-family. There is no disadvantage to this issue.

ECONOMIC/FISCAL IMPACT:

Because the City Attorney's Office has determined that the Sewer & Water Utility may continue to install systems and to charge fees to recover the direct costs of installing solar water heating and pool heating systems in single family and multi-family homes, there is no fiscal impact to the City's revenue streams.

Director of Finance

Amendment to Adopted 2008-2009 Municipal Fee Schedule to Include Solar Fees

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RECOMMENDATION:

That the Council

1. Conduct the Public Hearing to Consider the Resolution Amending the Adopted 2008-09 Municipal Fee Schedule for inclusion of the Water & Sewer Utility Solar Fees.
2. Approve the Resolution to Amend the Adopted 2008-09 Municipal Fee Schedule to approve the Water & Sewer Utility/Solar Fees.



Mary Ann Parrot

Director of Finance

APPROVED:



Jennifer Sparacino

City Manager

Documents Related to this Report:

- 1) ***Resolution to Adopt Municipal Fee Schedule: Water & Sewer/Solar***
- 2) ***Insert for page 134 of Municipal Fee Schedule 2008-2009***

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RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
SANTA CLARA ADOPTING THE "CITY OF SANTA CLARA
MUNICIPAL FEE SCHEDULE 2008-2009 SOLAR FEES" WHICH
AMENDS THE 2008-2009 SCHEDULE TO INCLUDE WATER AND
SEWER FEES FOR INSTALLATION OF SOLAR SYSTEMS**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SANTA CLARA,
CALIFORNIA, AS FOLLOWS:**

WHEREAS, for the previous fiscal year 2007-08 (July 1, 2007 through June 30, 2008) certain fees were adopted by Resolution No. 7418 and were then incorporated into the "CITY OF SANTA CLARA MUNICIPAL FEE SCHEDULE 2007-2008," and

WHEREAS, for the previous fiscal year 2007-08 (July 1, 2007 through June 30, 2008), the "CITY OF SANTA CLARA MUNICIPAL FEE SCHEDULE 2007-08" included certain Solar Fees cited in the section for the Water and Sewer Fund - Solar, and

WHEREAS, the "CITY OF SANTA CLARA MUNICIPAL FEE SCHEDULE 2008-2009" is updated annually and reflects the proposed fee schedule to be in effect for fiscal year 2008-09. It is a requirement that a Resolution be adopted by the City Council of the City of Santa Clara before these fees may go into effect. This resolution is meant to meet these requirements.

**NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF
THE CITY OF SANTA CLARA, CALIFORNIA, AS FOLLOWS:**

1. The fees, rates, and charges (hereinafter collectively, "fees") contained in the document entitled "ADOPTED CITY OF SANTA CLARA MUNICIPAL FEE SCHEDULE 2008-2009" are hereby amended to include those fees submitted by the Water & Sewer Utilities titled

“SOLAR”, as set forth in a schedule entitled “CITY OF SANTA CLARA MUNICIPAL FEE SCHEDULE 2008-2009: WATER AND SEWER UTILITIES/SOLAR” (page 134).” The fees so charged do not exceed the estimated reasonable costs of providing the services for which the fees are imposed, are fair and equitable in nature, proportionately represent the costs incurred by the City of Santa Clara, and are necessary for the continued health, safety and welfare of the public.

2. This Resolution shall not be construed so as to affect any fee or charge payable or paid under any applicable fee schedule operative prior to the effective date of this Resolution.

3. The fees set forth in the “CITY OF SANTA CLARA MUNICIPAL FEE SCHEDULE 2008-2009: WATER AND SEWER UTILITIES/SOLAR” shall be effective on July 1, 2008.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING THEREOF HELD ON THE 16th DAY OF SEPTEMBER 2008, by the following votes:

AYES: COUNCILORS

NOES: COUNCILORS

ABSENT: COUNCILORS

ABSTAINED: COUNCILORS:

ATTEST: _____
Rod Diridon, Jr.
CITY CLERK
CITY OF SANTA CLARA

Sep 16, 2008

CITY OF SANTA CLARA MUNICIPAL FEE SCHEDULE

SUBMITTED BY DEPARTMENT / DIVISION:
WATER & SEWER UTILITIES / SOLAR

RESOLUTION NUMBER: 08-____ APPROVED: 0 / __ /08

DESCRIPTION OF FEE, RATE OR CHARGE	CURRENT FEE and PERIOD	CHARGING DEPT / DIV COLLECTING DEPT / DIV	DATE / FEE		OBJECTIVE 1=Recover Cost 2=User Fee 3=Penalty 4=Tax	FULL COST FACTORS		COMMENTS
			LAST CHANGED ORDINANCE NUMBER & DATE (if applicable)					
Solar pool heating system installation fee	\$ 625.00 plus	Charged By: Water/Solar	Date: 06/05/07		1	Personnel \$ 650.00		Costs are recovered through the combination of installation fees and monthly service charges, and recoverable system components.
	\$ 40.00 panel	Collected By: Finance	O. No.: O. Date:			Equipment 72.00 Mat/Sup/Svc 2,000.00 Other Costs Overhead 300.00 TOTAL = \$ 2,912.00		
Solar domestic hot water system installation fee Single-family dwelling	\$ Estimated	Charged By: Water/Solar	Date: 06/05/07		1	Personnel \$ 490.00		Costs are recovered through the combination of installation fees and monthly service charges, and recoverable system components.
		Collected By: Finance	O. No.: O. Date:			Equipment 36.00 Mat/Sup/Svc estimated Other Costs Overhead 230.00 TOTAL = \$ estimated		
Solar domestic hot water system installation fee Multi-family dwelling	\$ Estimated	Charged By: Water/Solar	Date: 03/14/85		1	Personnel \$ 1,770.00		Installation fees based on cost of labor and permanently- installed materials. Example for system to serve 10 dwelling units. Remaining costs recovered by monthly service charges.
		Collected By: Finance	O. No.: O. Date:			Equipment 150.00 Mat/Sup/Svc estimated Other Costs Overhead 810.00 TOTAL = \$ estimated		

**NOTICE OF PUBLIC HEARING ON RESOLUTION
SETTING FEES FOR INSTALLATION OF SOLAR SYSTEMS**

NOTICE IS HEREBY GIVEN that the City of Santa Clara has fixed September 16, 2008, at 7:00 p.m., or as soon as the matter may be heard, in the City Hall Council Chambers, 1500 Warburton Avenue, Santa Clara, California, as the date, time and place of the Public Hearing on a resolution setting the fees for solar pool and hot water system installation fees. The proposed fees are to recover the direct costs of fees as incurred by the City. The proposed fees are as follows:

- \$2,912 for installation of solar pool heating system
- Estimated at the time of installation for domestic hot water system installation fee for single-family dwellings
- Estimated at the time of installation for domestic hot water system installation fee for multi-family dwellings

The text of the resolution is available for viewing and/or copying in the Office of the City Clerk, City Hall, 1500 Warburton Avenue, Santa Clara, California 95050.

Americans with Disabilities Act (ADA)

The public hearing location is accessible by wheelchair and public transportation. People with impaired speech or hearing may call (408) 615-2490 through 711 the nationwide Telecommunications Relay Service. The California Relay Service can also be reached in Spanish for both TDD and voice at 1-800-955-3000. Sign language interpretation, translation into languages other than English, and interpretation for persons with visual impairments are available. If you need sign or other interpretation, please call (408) 615-2490 at least one week in advance of the hearing. Reasonable modifications in policies, procedures and/or practices will be made as necessary to ensure access for all individuals with a disability or with limited English proficiency. For more information, contact City's ADA office at 408-615-3000.

Rod Diridon, Jr, City Clerk

CITY OF SANTA CLARA

AGENDA MATERIAL ROUTE SHEET

Notice and
SUBJECT: Agenda and Resolution amending the adopted
2008-2009 Municipal Fee Schedule to include Solar Fees

Council Date: 9-16-08

CERTIFICATION

The proposed Amendment to the adopted 2008-2009 Municipal Fee Schedule
Regarding the inclusion of solar fees
has been reviewed and is hereby certified.

PUBLICATION REQUIRED:

The attached Notice/Resolution/Ordinance is to be published 2 ^{Sept 3/10, 2008} time(s) at least 10 + 5 days before the
scheduled meeting/public hearing/bid opening/etc., which is scheduled for Sept. 16, 2008.

AUTHORITY SOURCE FOR PUBLICATION REQUIREMENT:

Federal Codes:

Title _____ U.S.C. § _____
(Titles run 1 through 50)

California Codes:

Code _____
(i.e., Government, Street and Highway, Public Resources)

Federal Regulations:

Title _____ C.F.R. § _____
(Titles run 1 through 50)

California Regulations:

Title _____ California Code of Regulations § _____
(Titles run 1 through 28)

City

City Charter § _____ (i.e., 1310. Public Works Contracts. Notice published at least once at least ten days before bid opening)

City Code § _____

Notice also e-mailed
to Jennifer Y. +
cc: Julia H. 8-15-08

1. As to City Functions, by

MAPANA
Department Head

2. As to Legality, by

Julia H.
City Attorney's Office 08.12.04

3. As to Environmental
Impact Requirements, by

N/A
Director of Planning and Inspection

4. As to Substance, by

J. Sparacino
City Manager

Revision Date June 7, 2005

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Pub.: 9/3, 9/10/2008

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Pub.: 9/3, 9/10/2008